

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

J. Brian Windsor, *et al.*

Serial No.: 10/047,251

Filed: January 14, 2002

For: GENETIC AND EPIGENETIC MANIPULATION
OF ABC TRANSPORTERS AND ECTO-
PHOSPHATASES FOR THE CONFERENCE OF
DRUG RESISTANCE AND FOR THE LOSS OF
DRUG RESISTANCE IN BIOLOGICAL
SYSTEMS AND METHODS FOR THE
DETECTION OF ECTO-PHOSPHATASE
INHIBITORS

Prior Group Art Unit: 1651

Examiner: Weber, Jon P.

Atty. Dkt. No.: TEXG:003USD1

**CERTIFICATE OF MAILING
37 C.F.R. 1.8**

I certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below.

Date

10/02/04

Robert E. Hanson

DECLARATION UNDER 37 C.F.R. § 1.132

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

I, J. Brian Windsor, declare that:

1. I am a co-inventor of both the above-captioned patent application and U.S. Patent No. 6,448,472.
2. I understand that the patent examiner in charge of reviewing this application has rejected the claims based on the disclosure of ectophosphatase inhibitors that can be used to reduce drug resistance in U.S. Patent No. 6,448,472. I understand that the rejection was made because this patent shares four of five listed inventors with the current application, but not all.

3. The subject matter in U.S. Patent No. 6,448,472 that was referred to by the Examiner was invented by me and the other co-inventors listed in U.S. Patent Application Serial No. 10/047,251.

4. All the statements in this declaration that are based on my knowledge are true, and that all the statements in this declaration that are based on information and belief are believed to be true. All of these statements are made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent that issues from it.

10/5/04
Date

J. Brian Windsor
J. Brian Windsor